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UBER TECHNOLOGIES, INC.,

RASIER, LLC, and RASIER-CA, LLC

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

IN RE: UBER TECHNOLOGIES, INC.,
PASSENGER SEXUAL ASSAULT
LITIGATION

This Document Relates to:

ALL ACTIONS

Case No. 3:23-md-03084-CRB (LJC)

**DEFENDANTS' ADMINISTRATIVE
MOTION TO SEAL PERSONAL
IDENTIFYING INFORMATION
CONTAINED IN DEFENDANTS' MOTION
FOR ENTRY OF THIRD RECEIPTS ORDER
AND ACCOMPANYING DOCUMENTS**

Judge: Hon. Charles R. Breyer

Courtroom: 6 – 17th Floor

DEFENDANTS' STATEMENT IN SUPPORT OF SEALING CONFIDENTIAL MATERIALS

Under Local Rules 7-11 and 79-5, Defendants Uber Technologies, Inc., Rasier, LLC, and Rasier-CA, LLC ("Uber" or "Defendants") hereby move this Court for an order to seal the personal identifying information ("PII") contained in their Motion for (1) Entry of an Order to Show Cause Why Plaintiffs Who Have Submitted Non-Bona Fide Receipts Should Not Be Dismissed with Prejudice and (2) Allowing Limited Depositions of 2 Plaintiffs Referenced Herein, including all attached exhibits and declarations (altogether, the "Third Receipts Motion"). The Third Receipts Motion contains PII from materials produced by both Uber and Plaintiffs. The Third Receipts Motion is attached as Exhibit A, filed concurrently to this Administrative Motion.

A party seeking to seal a judicial record bears the burden of establishing that "compelling reasons" support that request. *Kamakana v. City & Cnty. of Honolulu*, 447 F.3d 1172, 1178–79 (9th Cir. 2006). Specifically, that party must "articulate[] compelling reasons supported by specific factual findings ... that outweigh the general history of access and the public policies favoring disclosure [of court records], such as the 'public interest in understanding the judicial process.'" *Id.* (quoting *Foltz v. State Farm Mut. Auto. Ins. Co.*, 331 F.3d 1122, 1135 (9th Cir. 2003)). "In turn, the [C]ourt must 'conscientiously balance[] the competing interests' of the public and the party who seeks to keep certain judicial records secret." *Id.* at 1179 (quoting *Foltz*, 331 F.3d at 1135).

Assessment of the public and private interests implicated here warrant sealing this information. Local Rule 79-5(c)(1)(i). Uber in particular seeks to seal the names of Plaintiffs and non-parties contained throughout the Third Receipts Motion, as well as home and other addresses,¹ contact information such as phone numbers and email addresses, financial information such as credit card number, and information including a license plate number. Courts have found that such information "is sealable under the compelling reasons standard." *See, e.g., Kumandan v. Google LLC*, No. 19-cv-04286-BLF, 2022 WL 17971633, at *1 (N.D. Cal. Nov. 17, 2022). That is because such information is "not relevant to any of

¹ Uber proposes redacting all addresses, because Uber is not able to assess which addresses are potentially personally identifying.

1 the issues in this litigation, nor would the public have any real interest in its disclosure.” *O’Connor v.*
2 *Uber Techs., Inc.*, No. C-13-3826 EMC, 2015 WL 355496, at *3 (N.D. Cal. Jan. 27, 2015). On the other
3 hand, the public disclosure of the PII contained within the Third Receipts Motion could cause significant
4 and avoidable harm or embarrassment to the affected individuals. Disclosure of this sensitive personal
5 data is irrelevant to the public's understanding of the Court's rationale and poses a significant, unnecessary
6 risk of identity theft, harassment, or financial fraud to both named parties and non-parties. Moreover, no
7 less restrictive alternative to sealing the PII in the Third Receipts Motion is sufficient. Local Rule 79-
8 5(c)(1)(iii). Uber’s request is narrowly tailored to seal only the PII while ensuring that the public retains
9 access to the rest of the Third Receipts Motion. This Court may therefore “appropriately balance[]” the
10 privacy interests of the affected individuals with the public’s right to access by allowing redaction of all
11 such PII in the Third Receipts Motion. *O’Connor*, 2015 WL 355496, at *2.

12 CONCLUSION

13 For the foregoing reasons, Uber respectfully requests this Court grant this Administrative Motion
14 to seal the personal identifying information, specifically the names, addresses, financial information,
15 contact information, and license plate information, contained in the Third Receipts Motion.

DATED: October 13, 2025

Respectfully submitted,

/s/ Laura Vartain Horn

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